IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
W.P.L.NO.1410 OF 2006

Punam Sanjay Lakka ..Petitioner
Vs.
State of Maharashtra
and Ors. ..Respondents

...

Mr.R.K.Mendadkar Advocate for Petitioner
Mr.A.Sayed AGP for Respondents

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CORAM: F.I.REBELLO AND
SMT.V.K.TAHILRAMANI,JJ.
DATE : JUNE 22, 2006

P.C.

1. Rule. By consent, rule heard forthwith.

2. Petitioner has been admitted against the reserved quota. Application for caste validity is pending before the Committee, which was applied during the year 2004-05. Petitioner was admitted to B.D.S. course for the year 2005-06. The petitioner approached this Court as she is not permitted to appear for examination on the ground that the petitioner has not furnished a Caste Validity Certificate. It is clear that in the instant case, the petitioner’s Caste Certificate is pending validity before the Committee. In the light of that, petitioner cannot be faulted with.

The ends of justice would be met with, if the petition is disposed of with the following directions:-

(i) Respondents are directed to permit the petitioner to appear for the examination, however, the results will not be declared till the Caste Certificate of the petitioner is validated;

(ii) Respondent No.2 Committee is directed to dispose of the petitioner’s application within three months from today;

(iii) If after the results are announced, the Caste Validity Certificate of the petitioner’s has not been decided till then, the respondents are directed to grant provisional admission to the petitioner subject to the petitioner’s Certificate being validated. It is made clear that petitioner can claim no equity based on such provisional admission;

(iv) Rule made absolute accordingly. No order as to costs.

[F.I.REBELLO, J.]

[SMT.V.K.TAHILRAMANI,J.]